

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Turner, Jr. *et al.*

Serial No.: 09/770,643

Filed: 01/26/2001

For: Polynucleotides Encoding Human Neurexin-Like
Proteins (As Amended)

Group Art Unit: 1647

Examiner: R. Landsman

Atty Docket No.: LEX-0122-USA



**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

RECEIVED
MAR 04 2003
TECH CENTER 1600/2900

Box AF

Assistant Commissioner for Patents
Arlington, VA 22202

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed October 22, 2002 ("Final Action"), finally rejecting claims 1-3 and 6-8.

The fee as required under 37 C.F.R. § 1.17(b) for filing this Notice of Appeal is \$160.00, and the Commissioner is hereby authorized to deduct this fee from Applicants' Representatives' Deposit Account No. 50-0892.

A Petition for an Extension of Time of one month to and including February 22, 2003, which falls on a Saturday and is therefore extended until Monday, February 24, 2003 under 37 C.F.R. § 1.7, and authorization to deduct the fee as required under 37 C.F.R. § 1.17(a)(1) from Applicants' representatives Deposit Account are included. The Notice is thus timely filed. Applicants believe no fees in addition to the fees for filing the Notice of Appeal and the extension fee are due in connection with this communication. However, should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason related to this communication, the Commissioner is authorized to charge any underpayment or credit any overpayment to Applicants' Representatives' Deposit Account No. 50-0892.

03/03/2003 AWONDAF1 00000107 500892 09770643

01 FC:2401 160.00 CH

Respectfully submitted,

February 20, 2003

Date

David W. Hibler

David W. Hibler
Agent For Applicants

Reg. No. 41,071



24231

PATENT TRADEMARK OFFICE

LEXICON GENETICS INCORPORATED
8800 Technology Forest Place
The Woodlands, TX 77381
(281) 863-3399